HON'BLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No.11756 of 2006

Date : 01-08-2006

Between:

Yellaboina Lakshmi

…Petitioner/s

And

The District Collector,
Warangal District,
Warangal and others.

…Respondent/s

HON'BLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No.11756 of 2006

O R D E R :

The writ petition is misconceived. Petitioner's property, land in an extent of Ac.0-10 guntas in Sy.No.752 situated at Kamareddygudem village, Devaruppal Mandal, Warangal District, has been proposed for acquisition under the Land Acquisition Act, 1894 (for brevity 'the Act') for providing house sites to the weaker sections. Draft Notification under Section 4(1) of the Act was published on 19-1-1999, Section 6 Declaration on 21-9-1999 and paper publication under Sections 4(1) and 6 of the Act were made on 24-1-1999 and 5-2-1999 respectively. The petitioner herein seeks a declaration that the action of the respondents in acquiring her land and passing the Award dated 4-11-1999 is illegal.

It is well settled that a Notification under Section 4(1) of the Act cannot be challenged after an Award is passed as, such a conduct of impeaching the proposal to acquire the land after an Award is passed would be barred by latches and delay.

In the aforesaid circumstances, the writ petition is dismissed. No costs.

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GODA RAGHURAM, J

01-08-2006.
Msr.

HON'BLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No.11756 of 2006

01-08-2006
(Msr)